

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

WELLEM MARCH PAULUS,  
*et al.*

Plaintiffs,

v.

RIGSTAFF TEXAS LLC,  
*et al.*

Defendants.

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Civil Action No.

1:08-cv-1104 (BDB)

**OPPOSED MOTION FOR  
CONDITIONAL “COLLECTIVE ACTION” CERTIFICATION  
UNDER THE FAIR LABOR STANDARDS ACT**

NOW come Plaintiffs Wellem March Paulus and Zainal Tampubulon who move this Court to conditionally certify this action as a collective action under the Fair Labor Standards Act (FLSA), 29 U.S.C. § 216(b), on behalf of the following class:

All persons who worked for Schlumberger Technology Corp.  
under H-2B visas that were issued to the RigStaff Defendants.

Plaintiffs also seek an order authorizing Plaintiffs to issue notice to the class members informing them of their right to join this action. A proposed notice is attached to this motion as Exhibit 6. To facilitate notice, Plaintiffs also seek an order compelling Defendants to provide Plaintiffs with their contact information for the class members.

Plaintiffs support this motion with the evidence attached as Exhibits 1 through 6, and with the authorities cited in their attached brief in support of this motion. These documents show that all class members are similarly situated with respect to the FLSA violations at issue, namely Defendants’ written decision to pay H-2B workers day rates and not to pay them for overtime.

Respectfully submitted,

/s/  
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ATTORNEYS FOR PLAINTIFFS

### **CERTIFICATE OF SERVICE**

I certify that on this 8th day of April, 2009 I used the court's CM/ECF system to file, and provided by email a true and correct copy of the foregoing document with all attachments to the following counsel of record for all defendants as follows:

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/s/  
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